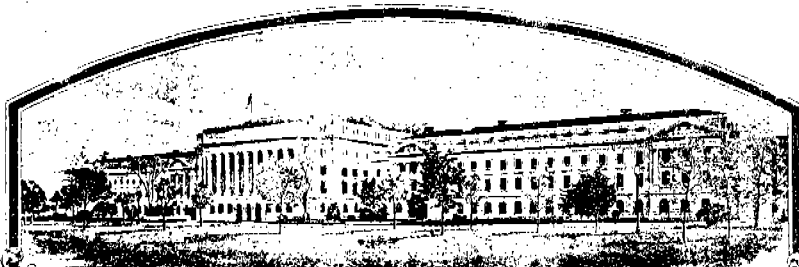


No.



7700087

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Asgrow Seed Company

Whereas, THERE HAS BEEN PRESENTED TO THE
Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF *seventeen* YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, IMPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT (U.S.C. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

PEA

'Trend'

In Testimony Whereof, I have hereunto set
my hand and caused the seal of the Plant
Variety Protection Office to be affixed
at the City of Washington
this 24th day of August in
the year of our Lord one thousand nine
hundred and seventy-seven

Attest:

L. J. Rollin
Commissioner
Plant Variety Protection Office
Grain Division
Agricultural Marketing Service

B. B. Burdick
Secretary of Agriculture

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
GRAIN DIVISION
PLANT VARIETY PROTECTION OFFICE
NATIONAL AGRICULTURAL LIBRARY
BELTSVILLE, MARYLAND 20705

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

INSTRUCTIONS: See Reverse.

1a. TEMPORARY DESIGNATION OF VARIETY XP-C89	1b. VARIETY NAME TREND 4/4 8/23/77	FOR OFFICIAL USE ONLY PV NUMBER 7700087	
2. KIND NAME Garden Pea	3. GENUS AND SPECIES NAME Pisum sativum	FILING DATE 7-19-77	TIME 10:30 A.M.
4. FAMILY NAME (BOTANICAL) Leguminosae	5. DATE OF DETERMINATION July, 1974	FEE RECEIVED \$250.00 \$250.00 \$250.00	DATE 7-19-77 7-19-77 8-22-77
6. NAME OF APPLICANT(S) Asgrow Seed Company	7. ADDRESS (Street and No. or R.F.D. No., City, State, and ZIP Code) Kalamazoo, Michigan 49001	8. TELEPHONE AREA CODE AND NUMBER (616) 385-6605	
9. IF THE NAMED APPLICANT IS NOT A PERSON, FORM OF ORGANIZATION: (Corporation, partnership, association, etc.) Corporation		10. IF INCORPORATED, GIVE STATE AND DATE OF INCORPORATION Delaware	11. DATE OF INCORPORATION March 22, 1968

12. Name and mailing address of applicant representative(s), if any, to serve in this application and receive all papers:

Mr. John A. Batcha
Asgrow Seed Company
Unit 9630-190-1
7000 Portage Road
Kalamazoo, Michigan 49001

13. CHECK BOX BELOW FOR EACH ATTACHMENT SUBMITTED:

- ☒ 13A. Exhibit A, Origin and Breeding History of the Variety (See Section 52 of the Plant Variety Protection Act.)
- ☒ 13B. Exhibit B, Novelty Statement.
- ☒ 13C. Exhibit C, Objective Description of the Variety (Request form from Plant Variety Protection Office.)
- ☐ 13D. Exhibit D, Additional Description of the Variety.

14A. Does the applicant(s) specify that seed of this variety be sold by variety name only as a class of certified seed?
(See Section 83(a). (If "Yes," answer 14B and 14C below.) ☐ YES ☒ NO

14B. Does the applicant(s) specify that this variety be limited as to number of generations?

☐ YES ☐ NO

14C. If "Yes," to 14B, how many generations of production beyond breeder seed?

☐ FOUNDATION ☐ REGISTERED ☐ CERTIFIED

15. Does the applicant(s) agree to the publication of his/her (their) name(s) and address in the Official Journal?

☒ YES ☐ NO

16. The applicant(s) declare(s) that a viable sample of basic seed of this variety will be deposited upon request before issuance of a certificate and will be replenished periodically in accordance with such regulations as may be applicable.

The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Act.

Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.

June 24, 1977
(DATE)

John A. Batcha
(SIGNATURE OF APPLICANT)
John A. Batcha 00001
(SIGNATURE OF APPLICANT)

INSTRUCTIONS

GENERAL: Send an original copy of the application, exhibits and \$250.00 fee to U.S. Dept. of Agriculture, Agricultural Marketing Service, Grain Division, National Agricultural Library, Beltsville, Maryland 20705. (See Section 180.175 of the regulations and rules of practice.) Retain one copy for your files. All items on the face of the form are self-explanatory unless noted below.

ITEM

- 5 Give the date the applicant determined that he had a new variety based on (1) the definition in Section 41(a) of the Act and (2) the date a decision was made to increase the seed.
- 13a Give (1), the genealogy, including public and commercial varieties, lines, or clones used, and the breeding method. (2), the details of subsequent stages of selection and multiplication. (3), the type and frequency of variants during reproduction and multiplication and state how these variants may be identified and (4), evidence of stability.
- 13b Give a summary statement of the variety's novelty. Clearly state how this novel variety may be distinguished from all other varieties in the same crop. If the new variety most closely resembles one or a group of related varieties; (1) identify these varieties and state all differences objectively; (2) Attach statistical data for characters expressed numerically and demonstrate that these differences are significant; and (3) submit, if helpful, seed and plant specimens or photographs of seed and plant comparisons clearly indicating novelty.
- 13c Fill in the Exhibit C, Objective Description form for all characteristics, for which you have adequate data.
- 13d Describe any additional characteristics that are not described, or whose description cannot be accurately conveyed in Exhibit C. Use comparative varieties as is necessary to reveal more accurately the description of characteristics that are difficult to describe; such as; plant habit, plant color, disease resistance, etc.
- 14A If "YES" is specified (seed of this variety be sold by variety name only as a class of certified seed) the applicant may NOT reverse his affirmative decision after the variety has either been sold and so labeled or published or the certificate has been issued. However, if the applicant specifies "NO", he may change his choice. (See Section 180.15 of the Regulations and Rules of Practice.)

Asgrow Seed Company

Pea, ~~XP-689~~
TREND

7700087

EXHIBIT A--Origin and Breeding History of ~~XP-689~~ Garden Pea

TREND
~~XP-689~~ The original cross, Combina 9980 x Alaska 130, was made in 1970, and ~~XP-689~~ has been developed by straight selection from that cross. In July, 1974, the line was determined to be breeding true, and it was determined that we had a new and distinct type with considerable economic potential. Since then, winter increases have been made along with trials, mass selection, and increase at Twin Falls. The line was designated ~~XP-689~~ on July 8, 1976.
TREND

In 1975, a large number of single vine selections were made and the progenies were grown in 1976. All progenies were practically identical in all respects and the line was breeding true. Any progenies which were suspect in any way were removed and the rest were harvested to become our "Breeder's Seed".

TREND
~~XP-689~~ is a stable, true breeding line. We have been able to find no off types.

J.D. Atkin
6/10/77

00002

Pea, ~~XP-C89~~
TRENDEXHIBIT B--Novelty Statement Concerning ~~XP-C89~~ Pea

TREND

~~XP-C89~~ seems to be almost a new class of pea. To our knowledge, the commercial variety most similar to ~~XP-C89~~ is Alaska 130. Comparative characteristics which make ~~XP-C89~~ a distinct variety include, but are not restricted to, the following:

1. ~~XP-C89~~ is wrinkle seeded; whereas, Alaska 130 is smooth seeded.

Although plant type, season, sieve size, and other characteristics of ~~XP-C89~~ and Alaska 130 are somewhat similar, the difference in seed type proves the varieties are actually different.

We know of no other varieties which are even close to ~~XP-C89~~.

J.D. Atkin
6/9/77

00003

XP-C89

FORM APPROVED. OMB NO. 40-R3712

FORM GR-470-14
(5-15-74)UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
GRAIN DIVISION
HYATTSVILLE, MARYLAND 20782EXHIBIT C
(Pca)

OBJECTIVE DESCRIPTION OF VARIETY

PEA (*PISUM SATIVUM*)

NAME OF APPLICANT(S)

Asgrow Seed Company

ADDRESS (Street and No. or R.F.D. No., City, State, and ZIP Code)

Kalamazoo, Michigan 49001

VARIETY NAME OR TEMPORARY
DESIGNATIONTREND
XP-C89

FOR OFFICIAL USE ONLY

PVPO NUMBER 7700087

Place the appropriate number that describes the varietal character in the boxes below.

Place a zero in first box (e.g. 089 or 09) when number is either 99 or less or 9 or less.

1. TYPE:

1 1 = GARDEN 2 = FIELD 3 = EDIBLE-PODDED

2. MATURITY:

10 Node number of first bloom: 060 No. of days to processing 1165 Heat Units

No. of days Earlier than 1 = ALASKA WR 2 = THOMAS LAXTON WR 3 = LITTLE MARVEL

03 No. of days Later than 1 4 = WANDO 5 = ALDERMAN WR 6 = AUSTRIAN WINTER

3. PLANT HEIGHT:

036 CM. HIGH

09 Cm. Shorter than 3 1 = ALASKA WR 2 = THOMAS LAXTON WR 3 = LITTLE MARVEL

Cm. Taller than 4 = WANDO 5 = ALDERMAN WR 6 = AUSTRIAN WINTER

4. VINE:

1 Habit: 1 = DETERMINATE 2 = INDETERMINATE 2 Stockiness: 1 = SLIM (Alaska) 3 = HEAVY (Alderman)
2 = MEDIUM (Thomas Laxton WR)

1 Branching: 1 = NONE (Alaska) 2 = 1-2 BRANCHES (Little Marvel) 3 = MORE THAN 2 BRANCHES (Dwarf Gray Sugar)

2 Internodes: 1 = STRAIGHT 2 = ZIG ZAG 15 NUMBER OF NODES

5. LEAFLETS:

2 Color: 1 = LIGHT GREEN (Alaska WR) 2 = MED. GREEN (Thomas Laxton WR) 3 = DARK GREEN (Alderman)
4 = OTHER (Specify)

3 Wax: 1 = NONE 2 = LIGHT 3 = MEDIUM 4 = HEAVY 2 1 = NOT MARBLED 2 = MARBLED (Alaska)

3 Number of leaflet pairs: 1 = NOT PAIRED 2 = ONE 3 = TWO 4 = THREE OR MORE

6. STIPULES:

2 1 = LACKING 2 = PRESENT 1 1 = NOT CLASPING 2 = CLASPING

2 1 = NOT MARBLED 2 = MARBLED 3 Size (Compared with leaflets): 1 = SMALLER 2 = SAME
3 = LARGER

2 Color (Compared with leaflets): 1 = LIGHTER 2 = SAME 3 = DARKER

7. FLOWER COLOR:

1 VENATION 1 STANDARD 1 WING 1 KEEL } 1 = WHITE 2 = GREENISH 3 = LAVENDER
4 = PURPLE 5 = RED 00004
6 = OTHER (Specify)

8. PODS:

Shape: 1 = STRAIGHT 2 = SLIGHTLY CURVED End: 1 = POINTED (Alderman) 2 = BLUNT (Alaska)
 3 = CURVED
 Color: 1 = LIGHT GREEN (Alaska WR) 2 = MEDIUM GREEN 3 = DARK GREEN (Alderman)
 4 = OTHER (Specify) _____
 Surface: 1 = SMOOTH 2 = ROUGH Surface: 1 = SHINY 2 = DULL
 Borne: 1 = SINGLE 2 = DOUBLE 3 = SINGLE AND DOUBLE 4 = SINGLE, DOUBLE, & TRIPEE
 5 = DOUBLE & TRIPLE 6 = TRIPLE 7 = OTHER (Specify) _____
 CM. LENGTH MM. WIDTH (Between sutures) NO. SEEDS PER POD

9. SEEDS (95-100 Tenderometer):

Color: 1 = LIGHT GREEN 2 = GREEN 3 = DARK GREEN 4 = OTHER (Specify) _____
 Seive: %

SEEDS (Dry, Mature):

Shape: 1 = FLATTENED 2 = ANGULAR 3 = OVAL 4 = ROUNDED
 Surface: 1 = SMOOTH 2 = DIMPLED Surface: 1 = SHINY 2 = DULL
 3 = WRINKLED
 Color Pattern: 1 = MONOCOLOR 2 = MOTTLED 3 = STRIPED 4 = DOTTED
 Primary Color: { 1 = CREAMY-WHITE 2 = CREAM & GREEN 3 = LIGHT GREEN 4 = MEDIUM GREEN
 5 = DARK GREEN 6 = BLUE-GREEN 7 = YELLOW 8 = BROWN 9 = RED
 Secondary Color: { 10 = GRAY 11 = BLACK
 Hilum Floor Color: 1 = WHITE 2 = TAN Cotyledon Color: 1 = GREEN 2 = YELLOW 3 = ORANGE
 3 = BLACK
 GRAMS PER 100 SEEDS

10. DISEASE: (0 = Not Tested; 1 = Susceptible; 2 = Resistant)

FUSARIUM WILT NEAR-WILT (Tolerant) DOWNY MILDEW
 ASCOCHYTA BLIGHT POWDERY MILDEW BACTERIAL BLIGHT
 MOSAIC PEA ENATION MOSAIC YELLOW BEAN MOSAIC
 OTHER (Specify) _____

11. INSECT: (0 = Not Tested; 1 = Susceptible; 2 = Resistant)

APHIDS OTHER (Specify) _____

12. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED

CHARACTER	NAME OF VARIETY	CHARACTER	NAME OF VARIETY
Leafiness	Alaska 130	Fresh Seed Color	Alaska 130
Leaf Color	Alaska 130	Mature Seed Color	Alaska 130
Pod Color	Alaska 130	Seed Shape	Early Sweet 11
Pod Shape	Alaska 130	Plant Habit	Alaska 130

COMMENTS: